

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

IN RE: NEW ENGLAND COMPOUNDING  
PHARMACY, INC. PRODUCTS LIABILITY  
LITIGATION

MDL No. 2419

Master Dkt. 1:13-md-02419-RWZ

THIS DOCUMENT RELATES TO:

All Actions

**PLAINTIFFS' STEERING COMMITTEE'S NOTICE OF CASES  
DIRECTLY FILED IN THE DISTRICT OF MASSACHUSETTS**

The PSC hereby provides notice of cases that were directly filed in the District of Massachusetts.

These cases are not included in the PSC's [Proposed] Corrected Suggestion of Remand [ECF No. 3052], as cases directly filed in the MDL district need not go through the remand process.<sup>1</sup>

The first three cases are addressed in the PSC's Response to the Show Cause Order Addressing Objections to Remand [ECF No. 3064].

	<b>Case. No (D. Mass.)</b>	<b>Caption</b>	<b>Clinic Defendant</b>	<b>Transferor Court (including direct-filed cases)</b>	<b>State Court (if any)</b>
1	1:13-cv-13227	<i>Kennedy v. Unifirst</i>	Advanced Pain & Anesthesia Consultants, PC	District of Massachusetts	None
2	1:13-cv-13228	<i>Musselwhite v. Unifirst</i>	Advanced Pain & Anesthesia Consultants, PC	District of Massachusetts	None
3	1:13-cv-13209	<i>Edwards v. Unifirst</i>	MAPS	District of Massachusetts	None

<sup>1</sup> See Eldon E. Fallon et. al., Bellwether Trials in Multidistrict Litigation, 82 Tul. L. Rev. 2323, 2356–57 (2008) (“A case filed directly into the MDL, whether by a citizen of the state in which the MDL sits or by a citizen of another jurisdiction, vests the transferee court with complete authority over every aspect of that case. This is because the transferee court is no longer cognizable as the transferee court under 28 U.S.C. § 1407, but is technically the forum court.”).

	Case. No (D. Mass.)	Caption	Clinic Defendant	Transferor Court (including direct-filed cases)	State Court (if any)
4	1:14-cv-11856	<i>Gibson v. Liberty Industries</i>	Cincinnati Pain Management Consultants, Inc.	District of Massachusetts	None
5	1:14-cv-13708	<i>Patel v. OSMC</i>	OSMC Outpatient Surgery Center	District of Massachusetts	None
6	1:14-cv-13027	<i>Moore v. Unifirst</i>	Ambulatory Care Center	District of Massachusetts	None
7	1:14-cv-13640	<i>Parkell v. UniFirst Corp</i>	Premier Orthopaedics	District of Massachusetts	None
8	1:14-cv-13673	<i>Drain v. UniFirst Corp</i>	Premier Orthopaedics	District of Massachusetts	None

Dated: August 23, 2016

Respectfully submitted,

**/s/ Kristen A. Johnson**

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*Plaintiffs' Steering Committee*

**CERTIFICATE OF SERVICE**

I, Kristen A. Johnson, hereby certify that I caused a copy of the foregoing to be filed electronically via the Court's electronic filing system. Those attorneys who are registered with the Court's electronic filing system may access these filings through the Court's system, and notice of these filings will be sent to these parties by operation of the Court's electronic filing system.

Dated: August 23, 2016

**/s/ Kristen A. Johnson**

Kristen A. Johnson, BBO # 667261